

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of:)	
)	
Stewart COLE et al.)	Group Art Unit: 1645
)	
Application No.: 10/510,021)	Examiner: Rodney P. Swartz
)	
Filed: October 1, 2004)	
)	
For: IDENTIFICATION OF VIRULENCE)	Confirmation No.: 3824
ASSOCIATED REGIONS RD1)	
AND RD5 LEADING TO IMPROVE)	
VACCINE OF M. BOVIS BCG AND)	
M. MICROTI)	

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL UNDER 37 C.F.R. § 41.31

Sir:

Applicant appeals to the Board of Patent Appeals and Interferences from the
Examiner's decision mailed March 16, 2010.

The items checked below are appropriate:

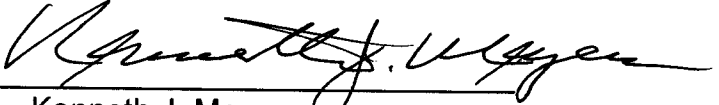
1. ☒ Applicant has previously filed a Petition for extension of time extending the period for response to the outstanding Office action to September 16, 2010.
2. ☒ The Notice of Appeal Fee of \$540.00 ☒ is enclosed.

Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: September 14, 2010

By: 

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